

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1625

Cassayre, *et al.*

Examiner: DESAI, R.

INTERNATIONAL APPLICATION NO: PCT/IB2004/004114

FILING DATE: 12/09/2004

U.S. APPLICATION NO: 10/581,175

Conf. No.: 1585

FILED: 10/07/2008

FOR: SPIROINDOLINE DERIVATIVES HAVING INSECTICIDAL PROPERTIES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants hereby voluntarily disclose the references listed on the attached Form PTO/SB/08a (01-10) to the Commissioner for Patents. Applicants request that the Examiner initial and return a copy of the enclosed Form PTO/SB/08a (01-10) and to indicate in the official file wrapper that each item has been considered.

The following summarizes the status of copies of listed information provided with the instant Supplemental Information Disclosure Statement:

- Copies of *Foreign Patent Documents*, Items, 1-4, are attached hereto;
- Copies of *Non Patent Literature Documents*, Item 1, is attached hereto.

Items, F1-F2 are not in the English language. Accordingly, Applicants obtained the INPADOC family record from the Thomson Reuters® – Thomson Innovation® research service and believe the English language related cases are as follows:

JP 2006501170 T (Item F1)

WO 2003/106457 A1 (Item F3);

JP 2007502253 T (Item F2)

WO 2005/016884 A1 (Item F4)

With the present Supplemental Information Disclosure Statement, Applicants submit certain prosecution documents from the below listed non-U.S. patent case, as referenced above. The Examiner is requested to review and consider the documents during the prosecution of the present application. If additional information about this case is desired, the Examiner is asked to contact Applicants.

- JP Appln. No. 2006-543660, filed December 9, 2004.

Foreign *Patent Document*, Item 3 was previously cited in the Information Disclosure Statement filed July 20, 2006. Nevertheless, Applicants cite this reference again herewith for the Examiner's convenience.

Applicants reserve the right to establish the patentability of the claimed invention over any of the cited information and/or to prove that any purported teaching of the cited information is not enabled. Applicants also reserve the right to assert that the cited information is not available as a reference, is not prior art, and/or is not "material" to patentability. Applicants further reserve the right to assert that this citation of information does not constitute an admission of priority and/or does not constitute a waiver of any right Applicants may have under applicable statutes, Rules of Practice in patent cases, or otherwise.

This citation of information should not be construed as an admission that Applicants have an obligation to provide this information in the present application or as a representation that an exhaustive search has been made, that the information disclosed is material, that the information disclosed is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102, or that information more material to the examination of this Application does not exist. The order of presentation of information on the attached Form(s) SB/08 should not be construed as an indication of importance of the references. Applicants request that the Examiner conduct an independent and thorough search and examination of all pertinent art, and consider completely the information disclosed hereby, along with any other information, in reaching a determination of patentability.

In accordance with 37 CFR 1.97(c) and 1.17(p), Applicants authorize the Commissioner to charge \$180 to our Deposit Account No. 09-0528 representing the filing fee for filing this Supplemental Information Disclosure Statement.

Respectfully submitted,

Date: April 28, 2011
Attorney Docket: 70313

/Mark D. Jenkins/
Mark D. Jenkins
Reg. No. 59,566
Attorney for Applicants
Womble Carlyle Sandridge & Rice, PLLC
Post Office Box 7037
Atlanta, Georgia 30357-0037
Telephone: (919) 484-2317
Facsimile: (919) 484-2096
Customer No.: 86344